



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

June 10, 1998

Mr. Francisco G. Ponce  
Assistant County Attorney  
County of Dimmit  
Dimmit County Courthouse  
Carrizo Springs, Texas 78834

OR98-1423

Dear Mr. Francisco G. Ponce:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 116825.

The Dimmit County Sheriff's Department (the "department") received an open records request for a list of all persons arrested and booked in the Dimmit County Jail, including those persons' addresses and telephone numbers, for a particular time period. You do not contend that the requested information is excepted from required public disclosure, and in fact this information has been determined to constitute public information. *See Houston Chronicle Publishing Co. v. City of Houston*, 531 S.W.2d 177 (Tex. Civ. App.--Houston [14th Dist.] 1975), *writ ref'd n.r.e. per curiam*, 536 S.W.2d 559 (Tex. 1976).

The requestor also seeks, however, this same information on a continuing basis for all individuals who are arrested and booked in the future. The Open Records Act does not require the release of information that is gathered in the future in response to the current request. A governmental body is not required to comply with a standing request for information to be collected or prepared in the future. *See Attorney General Opinion JM-48* (1983) at 2. Accordingly, the department must release only those requested records that it held at the time the open records request was received.<sup>1</sup>

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue

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<sup>1</sup>Of course, the requestor is free to request these categories of information on a weekly basis.

under the facts presented to us in this request and should not be relied upon as a previous determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read "June B. Harden". The signature is fluid and cursive, with the first name "June" and last name "Harden" clearly distinguishable.

June B. Harden  
Assistant Attorney General  
Open Records Division

JBH/RWP/ch

Ref.: ID# 116825

cc: Mr. Philip A. Meyer  
Law Office of Philip A. Meyer, P.C.  
740 Isom Road  
San Antonio, Texas 78216